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January 4, 2005

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Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Provisional Patent Application

Appl. No. 10/811,070; Filed: March 29, 2004

For:

Lithographic Apparatus and Device Manufacturing Method

Inventors:

Van Der Feltz et al.

Our Ref:

1857.2780000

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Information Disclosure Statement;
- 2. Form PTO-1449 (2 pages) listing the cited documents; and
- 3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are herby petitioned.

Commissioner for Patents January 4, 2005 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Very truly yours,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Jason D. Eisenberg

Attorney for Applicants Registration No. 43,447

JDE/slp Enclosure

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In re application of:

Confirmation No.: 8087

Van Der Feltz et al.

Art Unit: 2851

Appl. No.: 10/811,070

Examiner: Nguyen, Hung

Filed: March 29, 2004

Atty. Docket: 1857.2780000

For: Lithographic Apparatus and Device

Manufacturing Method

Information Disclosure Statement

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent

application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- ☐ 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this
 Information Disclosure Statement was cited in a communication from a foreign
 patent office in a counterpart application and this communication was not
 received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty
 days prior to the filing of this information disclosure statement.
- ☐ 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.
 - a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2). Attached is our PTO-2038 Credit Card Payment Form in the amount of \$_____ in payment of the fee under 37 C.F.R. § 1.17(p). 4. Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our PTO-2038 Credit Card Payment Form in the amount of \$ __ in payment of the fee under 37 C.F.R. § 1.17(p); in addition: a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

	b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item
	of information in this Information Disclosure Statement was cited
	in a communication from a foreign patent office in a counterpart
	foreign application and, to my knowledge after making reasonable
	inquiry, was known to any individual designated in 37 C.F.R. §
	1.56(c) more than three months prior to the filing of this
	Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
<u></u> 5.	The document(s) was/were cited in a search report by a foreign patent office in a
	counterpart foreign application. Submission of an English language version of
	the search report that indicates the degree of relevance found by the foreign office
	is provided in satisfaction of the requirement for a concise explanation of
	relevance. 1138 OG 37, 38.
☐ 6.	A concise explanation of the relevance of the non-English language document(s)
	appears below in accordance with 37 C.F.R. § 1.98(a)(3).
⊠ 7.	A copy of document AK1 is enclosed. However, in accordance with 37 C.F.R. §
	1.98(a)(2), copies of the U.S. patents and patent application publications cited on
	the attached Form PTO-1449 are not enclosed.
8 .	Copies of the documents were cited by or submitted to the Office in an IDS that
	complies with 37 C.F.R. § 1.98(a)-(c) in Application No, filed
	, which is relied upon for an earlier filing date under 35 U.S.C.
	§ 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

9. It is expected that the examiner will review the prosecution and cited art in the parent application no(s). ______ in accordance with MPEP 2001.06(b), and indicate in the next communication from the office that the art cited in the earlier prosecution history has been reviewed in connection with the present application.

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Jason D. Eisenberg (Attorney for Applicants Registration No. 43,447

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ATTY. DOCKET NO. 1857.2780000

APPLICATION NO. 10/811,070

Page 1 of 2

FIRST NAMED INVENTOR

Gustaaf Willem Van Der Feltz INFORMATION DISCLOSURE STATEMENT **FILING DATE** ART UNIT March 29, 2004 2851 **U.S. PATENT DOCUMENTS** EXAMINER DOCUMENT NUMBER DATE NAME CLASS SUB-CLASS FILING DATE INITIAL AA1 5,500,736 03/1996 Koitabashi et al. AB1 5,523,193 06/1996 Nelson 06/1996 Gove et al. AC1 5,530,482 11/1996 Mori et al. AD1 5,579,147 AE1 5,677,703 10/1997 Bhuva et al. 09/1998 Bloom et al. AF1 5,808,797 11/1999 Bloom et al. AG1 5,982,553 AH1 6,133,986 10/2000 Johnson Al1 6,177,980 B1 01/2001 Johnson AJ₁ 6,687,041 B1 02/2004 Sandstrom **FOREIGN PATENT DOCUMENTS EXAMINER** SUB-CLASS **TRANSLATION** INITIAL CLASS DOCUMENT NUMBER DATE COUNTRY EP 1 482 375 A2 12/2004 EP AK1 Yes AL No Yes AΜ No OTHER (Including Author, Title, Date, Pertinent Pages, etc.) ΑN AO AP AQ AR

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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EXAMINER INITIAL DOCUMENT NUMBER DATE NAME CLASS SUB-CLASS FILING DATE (INITIAL AZ 6,747,783 B1 06/2004 Sandstrom AZ 6,747,783 B1 06/2004 Sandstrom AZ 6,806,897 B2 09/2004 Tanaka et al. AC2 6,806,897 B2 10/2004 Kataoka et al. AC2 6,811,953 B2 11/2004 Hatada et al. AC2 2004/0041104 A1 03/2004 Liebregts et al. AC2 2004/0130561 A1 07/2004 Jain AZ	INFORMATION DISCLOSURE STATEMENT				FILING DATE	FILING DATE ART UNIT		
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AD2 6,811,953 B2 11/2004 Hatada et al. AE2 2004/004104 A1 03/2004 Liebregts et al. AF2 2004/0130561 A1 07/2004 Jain AG AH AH AI		AB2	6,795,169 B2	09/2004	Tanaka et al.			
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